THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.27800 OF 2005

DATED:28.12.2005

Between:

Khaja Mohammed Rasool

…Petitioner

And

The Mandal Revenue Officer

Serilingampally Mandal, R.R.District.

…Respondent

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.27800 OF 2005

ORDER:

The petitioner allegedly purchased land in S.Nos.14, 20, 21, 22, 23 situated at Darga Hussain Shawli Village, Serilingampally Mandal, Ranga Reddy District, under registered sale deed dt.18.3.1971. However, he could not get necessary changes in the revenue records. Pursuant to the amendment made by the Government to A.P.Rights in Land and Pattadar Pass Books Rules, 1989 (for short, the Rules), the petitioner submitted an application on 10.11.2005 requesting to mutate his name in the revenue records, in vain. Therefore, he filed the present Writ Petition.

As per Rule 22(2) of the Rules, a person who gets title under valid transaction was

required to file application in form-X before the competent authority on or before 31.10.1998. By G.O.Ms.No.1765, dt.6.10.2005 the Government amended Rule 22(2) permitting alienee or transferee to file application on or before 31.12.2005 in respect of any transaction that took place on or before 31.12.2005. If the petitioner's contention is true, that he purchased the property from Yarukali Girijamma under registered sale deed dt.18.3.1971, even if the petitioner did not make application prior to 31.10.1998, by reason of the amendment to Rule 22(2), his application shall have to be considered by the respondent.

Therefore, after hearing the learned counsel for the petitioner, and the learned Assistant Government Pleader for Revenue (General), who does not dispute the legal position, the Writ Petition is disposed of directing the respondent to consider the application of the petitioner dt.10.11.2005 – if such application is made by the petitioner – and pass appropriate orders in the matter within a period of eight weeks, after giving notice to the vendor of the petitioner.

28.12.2005 (V.V.S.RAO, J)

Note:Issue CC by 30.12.2005.

(B.O)

bnr